

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED  
MAY 9, 2006  
JOHN F COCORAN, CLERK  
BY  
DEPUTY CLERK

JO'NATHAN TALBERT, )  
Plaintiff, ) Civil Action No. 7:05CV00736  
)  
v. )  
) ORDER  
W. SMITH, et al., )  
Defendants. )  
)  
By Hon. Glen E. Conrad  
United States District Judge

In accordance with the accompanying Memorandum Opinion, it is now

**ORDERED**

that the defendants' motion for reconsideration shall be and hereby is **DENIED**, and the defendants' alternative motion for an extension of time shall be and hereby is **GRANTED**. The defendants shall have until June 9, 2006 to file a responsive pleading.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and counsel of record for the defendants.

ENTER: This 9<sup>th</sup> day of May, 2006.



United States District Judge